



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ANTHONY RIVERA,

Plaintiff,  
-against-

**STIPULATION AND ORDER  
OF DISMISSAL**

07 Civ. 7847 (RJS)

CITY OF NEW YORK, the NEW YORK CITY  
DEPARTMENT OF CORRECTIONS, "JOHN DOE One  
through Five," names being fictitious, true names being  
unknown to plaintiff, persons intended being those  
employees of the New York City Department of  
Corrections whose acts or omissions resulted in the events  
complained of in this action; and "RICHARD ROE One  
through Five," names being fictitious, true names being  
unknown to plaintiff, persons intended being those  
employees of the New York State Division of Parole whose  
acts or omissions resulted in the events complained of in  
this action,

Defendants.

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WHEREAS, plaintiff commenced this action by filing a complaint on or about  
September 11, 2007 in the Southern District of New York; and

WHEREAS, at the time of the filing of this complaint plaintiff was and continues to be  
represented by Michael R. Scotnick, Esq.; and

WHEREAS, plaintiff named the City of New York, the New York City Department of  
Correction, and "John Doe One through Five" employees of the City of New York (hereinafter  
"City defendants"), as defendants in this case; and

WHEREAS, plaintiff and the City defendants desire to resolve the issues raised in this  
matter as against the City of New York, the New York City Department of Correction, and "John  
Doe One through Five" employees of the City of New York, without further proceedings and  
without admissions of fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, as follows:

Plaintiff agrees to dismiss this action, with prejudice, as against the City of New York, the New York City Department of Correction, and "John Doe One through Five" employees of the City of New York, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).

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By: Michael R. Scolnick, Esq.

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City of New York  
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By: Morgan D. Kunz  
Morgan D. Kunz  
Assistant Corporation Counsel

**SO ORDERED:**

Hon. Richard J. Sullivan, U.S.D.J.

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